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1 RUSSELL D. GREER, CHAPTER 13 STANDING TRUSTEE  
2 TALVINDER S. BAMBHRA, #230907. ATTORNEY FOR TRUSTEE  
3 LILIAN G. TSANG, #260460. ATTORNEY FOR TRUSTEE  
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5 UNITED STATES BANKRUPTCY COURT  
6 EASTERN DISTRICT OF CALIFORNIA  
7 SACRAMENTO DIVISION  
8  
9

10 IN RE: ) Case No: 23-20020-C-13G  
11 ) DCN: RDG-1  
12 )  
13 LARRY DALE BUTLER ) DECLARATION OF LINDA SHIELDS  
14 ) IN SUPPORT OF TRUSTEE'S  
15 ) OBJECTION TO CONFIRMATION  
16 )  
17 ) DATE: MARCH 28, 2023  
18 ) TIME: 9:30 A.M.  
19 ) JUDGE: KLEIN  
20 ) COURTROOM: 35  
21 )  
22 )  
23 )  
24 )  
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26 )  
27 )  
28 )  
Debtor(s)

I, Linda Shields, do hereby state and declare as follows:

1. I am over the age of eighteen years old and not a party to this action.

2. I am employed by RUSSELL D. GREER, TRUSTEE, and in the course of my employment, I am familiar with his records and procedures, and the records of this case, and I can testify as to both.

3. The 341 Meeting held on February 23, 2023, was conducted by TALVINDER S. BAMBHRA, ATTORNEY FOR TRUSTEE. I have reviewed her contemporaneous notes, the Court's Docket, and Trustee records and they reflect the following:

1           4. Debtor Larry Dale Butler failed to appear and be examined at the First Meeting of  
2 Creditors held on February 23, 2023. That meeting has been continued to March 9, 2023 at 10:00  
3 a.m.

4           5. The Debtor has failed to provide the Trustee with a tax transcript or a copy of his  
5 Federal Income Tax Return with attachments for the most recent pre-petition tax year for which  
6 a return was required, or a written statement that no such documentation exists.  
7

8           6. Debtor has failed to provide evidence of his current income.

9           7. Debtor has failed to file a credit counseling certificate evidencing that Debtor  
10 obtained the credit counseling.  
11

12           8. Debtor's Schedules A, B, D and E list assets in the amount of \$13,400.00 and no  
13 priority claims. Debtor claims no exemption on Schedule C. (DN 16) Trustee estimates, based on  
14 a review and analysis of Debtor's schedules, that Debtor has non-priority general unsecured  
15 claims totaling \$22,940.00. Debtor's Plan does not provide a dividend to unsecured creditors at  
16 Section 3.14. (DN 15 Page 5)  
17

18           9. Debtor's Schedule J at Line 17a includes a vehicle installment payment of  
19 \$680.00 (DN 16 Page 31). Debtor's Plan provides for CIG Financial as a Class 1 creditor.

20           10. Debtor's plan fails to indicate the percentage to be paid to general unsecured  
21 creditors. (DN 15 Page 5)  
22

23           11. Debtor's plan lists a claim owed to CIG Financial in Class 1 with pre-petition  
24 arrears of \$2,300.00 but fails to provide a monthly dividend payable to those arrears. (DN 15  
25 Page 3)

26           12. Debtor's Chapter 13 Statement of Current Monthly Income (DN 14) indicates  
27 gross wages of \$5,000.00 a month and current monthly income for the year of \$60,000.00.  
28

1 Debtor's Form 122C-1 establishes that Debtor is a below median income Debtor and the  
2 appropriate commitment period is 3 years. Debtor has proposed a 24-month plan term.

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4 I declare under penalty of perjury that the foregoing is true and correct.

5 Executed on February 27, 2023, at Modesto, California.

6 /S/ Linda Shields

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8 Linda Shields, Paralegal